

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Ming Fai CHAN, et al.

Serial No.: 09/847,525

Filing Date: May 1, 2001

For: IMPROVED BETA-LACTAM  
ANTIBIOTICS

Group Art Unit: 1645

CERTIFICATE UNDER 37 C.F.R. § 3.73(b)

**NewBiotics, Inc.**, a **California** corporation certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☒ An assignment from the inventors of the patent application identified above. The assignment is being filed under separate cover and a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assigned as shown below:

1. From: \* To: \*

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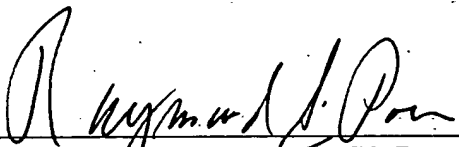
☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignee identified above.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: Oct. 26, 2001

By:   
Name: **Raymond S. Poon, Ph.D.**  
Title: Executive Vice President, Business  
Development & Operations  
Address: NewBiotics, Inc.  
11760 Sorrento Valley Road,  
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San Diego, CA 92121

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**PROSECUTION BY ASSIGNEE AND POWER OF ATTORNEY  
UNDER 37 C.F.R. § 3.71**Commissioner for Patents  
Washington, D.C. 20231

Sir:

NewBiotics Inc., the assignee of the entire right, title and interest in this patent application, under 37 C.F.R. § 3.71 hereby appoints:

Attorney	Registration No.	Attorney	Registration No.
David Beck	37,776	John W. Calkins	43,523
Patricia R. Coleman James	37,155	Terry Garnett	44,698
Carol M. Gruppi	37,341	Antoinette F. Konski	34,202
David W. Maher	40,077	Michael J. Shuster	41,310
William E. Thomson, Jr.	20,719	Michele Todd Wasmuth	43,239
Michael E. Woods	33,466		

all of the firm McCutchen Doyle Brown & Enersen LLP, Three Embarcadero Center, Suite 1800, San Francisco, CA 94111-4067, to prosecute this application and transact all matters in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventors and their attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

**COPY OF PAPERS  
ORIGINALLY FILED**

Please direct all written communications relative to this application to:

Antoinette F. Konski  
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Please direct all telephone communications to Antoinette F. Konski at (650) 849-4950.

NewBiotics, Inc.

Dated: Oct. 26, 2001

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Name: **Raymond S. Poon, Ph.D.**

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